

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA**

In re:

Michael Fody, III

Bky No. 12-45009 (RJK)
Chapter 7

Paul M. Gayle-Smith
Plaintiff

Adv. Proc. No. 12-04298

v.

Michael Fody, III
Defendant

DEFENDANT'S EXHIBIT AND DEPOSITION LIST

1. Defendant's Exhibit A is a true and correct copy of the defendant's discovery requests.
2. Defendant's Exhibit B is a true and correct copy of the plaintiff's discovery responses.
3. Defendant's Exhibit C is an October 11, 2010 e-mail from the plaintiff to the defendant.
4. Defendant's Exhibit D is a January 19, 2011 e-mail from the plaintiff to the defendant.
5. Defendant's Exhibit E is a September 12, 2011 e-mail from the plaintiff to the defendant.
6. Defendant's Exhibit F is a September 16, 2011 e-mail from the plaintiff to the defendant.

7. Defendant's Exhibit G is an October 12, 2011 e-mail from the defendant to the plaintiff.
8. Defendant's Exhibit H is a November 22, 2011 e-mail from the plaintiff to the defendant.
9. Defendant's Exhibit I is a February 22, 2012 e-mail from the defendant to the plaintiff.
10. Defendant's Exhibit J is a March 3, 2012 e-mail from the plaintiff to the defendant.
11. Defendant's Exhibit K is an October 13, 2012 e-mail from the defendant to the plaintiff.
12. Defendant's Exhibit L is an October 17, 2012 email from the defendant to the plaintiff.
13. Defendant's Exhibit M is a June 7, 2013 Invoice from the plaintiff for professional services.
14. Defendant's Exhibit N is a docket report from Meredith Hildreth v. Michael Fody, III (Case No. D-721-DM-200600050).

DEPOSITION LIST

1. The defendant does not intend to offer any depositions at trial.

DAVE BURNS LAW OFFICE, LLC

Dated: June 10, 2013

/s/ David M. Burns

David M. Burns #337869
475 Grain Exchange North
301 Fourth Avenue South

Minneapolis, MN 55415
(612) 677-8351

Attorney for Defendant

UNSWORN DECLARATION FOR PROOF OF SERVICE

I, David M. Burns, attorney of Michael Fody, III declare that on June 10, 2013, I served an DEFENDANT'S EXHIBIT LIST on all filing users of this case by electronic mail via the court's CM/ECF server.

DAVE BURNS LAW OFFICE, LLC

Dated: June 10, 2013

/s/ David M. Burns

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Attorney for Defendant